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*Counsel for Plaintiff*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

IN RE: UBER TECHNOLOGIES, INC.,  
PASSENGER SEXUAL ASSAULT  
LITIGATION

This Document Relates to:

*H.B. v. Uber Technologies, Inc., et al.*,  
No. 3:23-cv-05949-CRB

Case No. 3:23-md-03084-CRB

Honorable Charles R. Breyer

**PLAINTIFF'S AMENDED RESPONSE TO  
DEFENDANTS' MOTION TO DISMISS  
CASES FOR FAILURE TO COMPLY  
WITH PTO 10**

Date: December 12, 2025  
Time: 10:00 a.m.  
Courtroom: 6 – 17th Floor

**I. INTRODUCTION**

On October 22, 2025, Defendants filed an Amended Motion to Dismiss cases of Plaintiffs who allegedly failed to submit substantially complete Plaintiff Fact Sheets in connection with Pretrial Order (“PTO”) 10. [Doc. No. 4203]. PTO 10 sets forth procedures and deadlines for Plaintiffs to produce substantially complete Plaintiff Fact Sheets. Upon being served with Defendants’ Amended Motion to Dismiss, Plaintiff H.B. (“Plaintiff”) notified Defendants the

1 deficiency described in its Motion had previously been cured. On November 4, 2025, counsel for  
2 Defendants notified Plaintiff of an upload error, which as a result had not cured the deficiency.  
3 Upon learning of the upload error, Plaintiff cured the deficiency. It is Plaintiff's understanding  
4 that Defendants will therefore remove Plaintiff H.B. from the Motion when they file their Reply.  
5 Regardless, Defendant's Motion should be denied as to Plaintiff H.B.

6 **II. ARGUMENT**

7 **a. Plaintiff H.B. should not be dismissed.**

8 Plaintiff has acted diligently to cure any deficiencies identified by the Defendants. She  
9 has fully complied with PTO 10 by providing the missing information and documents  
10 Defendants alleged were deficient. Therefore, Plaintiff, H.B., should be removed from  
11 consideration of Defendants' October 22, 2025, Amended Motion to Dismiss. Defendants have  
12 agreed to remove Plaintiff in their Reply. Because there is no failure to comply with PTO 10,  
13 Defendants' Amended Motion to Dismiss should be denied as to Plaintiff.

14 **III. CONCLUSION**

15 For the foregoing reasons, Plaintiff H.B. respectfully requests that Defendants' Amended  
16 Motion to Dismiss be denied, as Plaintiff has fulfilled their obligation under PTO 10.  
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1 Dated: November 5, 2025 Respectfully submitted,

2 **ANAPOL WEISS**

3 By: /s/ Holly Dolejsi  
4 HOLLY DOLEJSI (*Admitted Pro Hac Vice*)  
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11 *And*

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19 *Counsel for Plaintiff*

20 **CERTIFICATE OF SERVICE**

21 I hereby certify that on November 5, 2025, I electronically filed the above document with  
22 the Clerk of the Court using the CM/ECF system, which will automatically send notification of  
23 the filing to all counsel of record.

24 Dated: November 5, 2025

25 By: /s/ Holly Dolejsi

26 Holly Dolejsi